THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 23715 of 2007

Date: 04.12.2007

Between:

T. Ratnam Johnson.

..... PETITIONER

AND

The Sub-Registrar,
Kothagudem, Khammam District and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 23715 of 2007

Order:

Questioning the action of the respondents in not registering the deed of cancellation of Agreement of Sale-cum-GPA, executed earlier under document bearing No. 250/2005, dated 25.02.2005, and keeping the document pending without issuing any certificate of registration or passing any rejection orders, the petitioner filed the present writ petition.

A counter affidavit is filed on behalf of respondent No.1-Sub-Registrar. It is stated in the counter affidavit that in view of the recent amendment made to Registration Rules by inserting Sub-Rule (K) after Sub-Rule (j) under Rule 26, he sought a clarification from the 2nd respondent-District Registrar as to whether the cancellation deed presented by the petitioner fell under the purview of the said rule or not, and as and when the clarification is received from the 2nd respondent-District Registrar, he would dispose of the document presented by the petitioner as per the clarification given by the 2nd respondent-District Registrar.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

In view of the statement made by the 1st respondent in his counter affidavit, without going into the merits of the matter,

I deem it appropriate to dispose of the writ petition with the following directions:

The 1st respondent, namely the Sub-Registrar, Kothagudem, Khammam District, is directed to receive and process the document presented by the petitioner, expeditiously, preferably within a period of

six weeks from the date of receipt of a copy of this order. In the event, if there are any objections for registering the said document, it is open for the 1st respondent to make an endorsement to that effect, record reasons and communicate the same to the petitioner.

Accordingly, the writ petition is disposed of. No costs.

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N.V. RAMANA, J.

Date: 04.12.2007
Nsr